IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

APPEAL FROM ORDER No 481 of 2000
with
CIVIL APPLICATION No 11787 of 2000

For Approval and Signature:

HON'BLE MR.JUSTICE K.S.JHAVERI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

MADHUKAR SUKHLAL PATIL

Versus

ROHITBHAI SUDAMBHAI PATIL

Appearance:
1. Appeal from Order No. 481 of 2000
MR CB DASTOOR for Appellant No.
MR DC SEJPAL for Respondent No. 1

CORAM : HON'BLE MR.JUSTICE K.S.JHAVERI

Date of decision: 13/01/2005

ORAL JUDGEMENT

1. This Appeal from Order is directed against the order dated 21st October, 2000 below Exh. 5 in Special Civil Suit No. 366 of 2000, whereby the trial Court has granted ad-interim injunction till final disposal of the suit.

2. I have heard learned counsel for the parties and have perused the relevant documents on record. This Court while admitting this Appeal from Order had not granted status quo.

3. Looking to the facts and circumstances of the case, I am of the opinion that ends of justice would be met if the trial Court is directed to expedite the hearing of the said suit, since the suit is of the year 2000.

4. Therefore, without entering into the merits of the matter, the trial Court is directed to hear and dispose of Special Civil Suit No.366 of 2000, pending before the Court of the learned Civil Judge (S.D.), Surat, in accordance with law, as expeditiously as possible.

5. With the above observations and directions, the Appeal from Order stands disposed of. Parties are directed to maintain status quo till the said suit is finally disposed of.

CIVIL APPLICATION No 11787 of 2000

In view of the order passed in the Appeal from Order, no orders on this Civil Application. The Civil Application stands disposed of accordingly. Notice discharged.

[K. S. JHAVERI, J.]

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